

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 28TH JUNE 2007 / 7TH ASHADHA 1929

Crl.Rev.Pet.No. 2521 of 2007()

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C.C.NO. 825 OF 2001 OF J.F.C.M. -I, CHERTHALA

REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED  
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SABUDEEN, S/O.KOCHUMUHAMMED,  
MEKKODATHU COLONY, THURAVOOR P.O.,  
CHERTHALA, ALAPPUZHA DISTRICT.

BY ADV. DR.V.N.SANKARJEE

RESPONDENTS: RESPONDENTS/COMPLAINANT  
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1. B.REMANAN, BHAGAVATHY THARA,  
VALAMANGALAM NORTH, THURAVOOR P.O.,  
CHERTHALA, ALAPPUZHA DISTRICT.
2. STATE OF KERALA, REPRESENTED BY CHIEF  
SECRETARY GOVERNMENT, SECRETARIAT,  
THIRUVANANTHAPURAM, THROUGH PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.P.N. SUKUMARAN

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION  
ON 28/06/2007, THE COURT ON THE SAME DAY PASSED THE  
FOLLOWING:

**V. RAMKUMAR, J.**

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**Crl. R.P. No. 2521 of 2007**

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**Dated, this the 28<sup>th</sup> day of June 2007**

**ORDER**

The accused in C.C. No. 825 of 2001 on the file of the J.F.C.M -I, Cherthala for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. **Crl.M.A 7159 of 2007** has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This Crl. R.P. is disposed of as above.

**V. RAMKUMAR,  
(JUDGE)**

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